

RULE 513 Registration Fees for Stationary Compression Ignition (CI) Engines
Used in Agricultural Operations
(Adopted May 24, 2007)

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RULE 513

1 CERTIFICATE OF REGISTRATION: Each applicant for a Certificate of Registration authorized by Regulation IV of these Rules and Regulations shall pay an application fee of \$75.00 and a processing fee as specified in Table I of this Rule for each stationary compression ignition (CI) engine used in Agricultural Operations. Thereafter, each owner or operator shall pay a biennial renewal fee as specified in Table I. Biennial renewal fees are due and payable no later than two (2) years from the date the Certificate of Registration was initially issued, and every two (2) years thereafter. These fees are based on the estimated cost of issuance, services rendered, surveillance, and evaluation pertaining to such Certificate(s) of Registration. All fees collected shall be deposited in the Butte County Air Quality Management District's (DISTRICT) Account.

1.1 Limitation to Application and Renewal Fees

1.1.1 Notwithstanding the above, fees assessed shall not exceed the estimated reasonable costs of evaluating plans required by law or DISTRICT Rules and Regulations, including, but not limited to, application review, certificate issuance, and monitoring related thereto. The fees shall not exceed the estimated costs of reviewing and issuing the Certificate(s) of Registration for which the fees are charged.

1.1.2 If the holder of a Certificate of Registration certifies in writing that the emissions unit was not operated during the previous two (2) calendar years, the renewal fee shall be assessed at 50% of the amount determined from Table I.

1.1.3 Notwithstanding the fees specified in Table I, if the actual costs of processing an application for a Certificate of Registration substantially differs from the fees assessed pursuant to this Section, the applicant may be assessed the actual costs, as determined by the Air Pollution Control Officer (APCO).

2 INSPECTION FEES: As determined by the APCO, each emissions unit for which a Certificate of Registration has been issued shall be subject to inspection fees pursuant to Rule 501-Technical Evaluation Fees of these Rules and Regulations. Fees assessed shall not exceed the estimated reasonable costs of completing inspections required by law or DISTRICT Rules or Regulations.

3 TECHNICAL EVALUATION FEES: The owner or operator of any in-use CI engine used in agricultural operations that is located within a ½-mile radius of any receptor location and that requests a compliance extension from the requirement to meet the emissions standards for diesel particulate matter in Rule 1001 of these Rules and Regulations by the applicable deadline may request that a technical evaluation be conducted by the DISTRICT to verify that the request meets the criteria outlined in DISTRICT Rule 1001 for granting such an extension. Any owner or operator making

such a request shall pay an additional fee pursuant to DISTRICT Rule 501-Technical Evaluation Fees for the actual staff time required to complete the evaluation.

- 4 TRANSFER OF OWNERSHIP:** Each applicant for a Transfer of Ownership of a Certificate of Registration shall pay a fee of \$60.00 to cover the administrative costs of transferring the registration to the new owner.
- 5 CERTIFICATE OF REGISTRATION ISSUED BY THE HEARING BOARD:** A Certificate of Registration issued by the DISTRICT Hearing Board shall be subject to the fees pursuant to this Rule.
- 6 INDEMNIFICATION:** Each applicant for, and recipient of, a Certificate of Registration agrees to indemnify, defend and hold the DISTRICT (including its Board Members, officers, directors, managers, employees and agents) harmless and free and clear from and against any liability, debt, obligation, claim, judgment, action, cause of action or cost or expense, of any amount or nature whatsoever incurred by or imposed upon the DISTRICT arising out of, as a result of, related to or in any way connected with the denial, issuance, modification or renewal of a Certificate of Registration, including a Certificate of Registration issued by the Hearing Board. Such costs or expenses shall include, but not be limited to, reasonable attorney fees, expert witness fees and all other litigation expenses.

TABLE 1

	Processing Fee	Biennial Renewal Fee
Each Stationary CI Engine	1x	1x

Note: **x** is the hourly labor rate set forth in Rule 509-Subject Research Fees and Hourly Rate of these Rules and Regulations.